

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
MOSDOS CHOFETZ CHAIM INC., RABBI MAYER ZAKS,
derivatively on behalf of MOSDOS CHOFETZ CHAIM INC.,
SIMA WEINTRAUB, derivatively on behalf of MOSDOS : Docket No. 7:21-cv-01597-PMH
CHOFETZ CHAIM INC., DANIEL ROSENBLUM,
derivatively on behalf of MOSDOS CHOFETZ CHAIM INC., :
JOSEPH GRUNWALD, derivatively on behalf of MOSDOS
CHOFETZ CHAIM INC., and YISROEL HOCHMAN, : STIPULATION
derivatively on behalf of MOSDOS CHOFETZ CHAIM INC., DISMISSING APPEAL

Plaintiffs/Appellants, :
- against-

MOSDOS CHOFETZ CHAIM INC., CHOFETZ CHAIM :
INC., TBG RADIN LLC, SHEM OLAM LLC.,
CONGREGATION RADIN DEVELOPMENT INC., ARYEH :
ZAKS, BEATRICE WALDMAN ZAKS, HENoch ZAKS,
MENDEL ZAKS, GITTEL ZAKS LAYOSH, SAMUEL :
MARKOWITZ and STERLING NATIONAL BANK,

Defendants/Respondents. :
----- X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel, with the full consent and approval of their respective clients, that the within appeal by Rabbi Mayer Zaks from the Bankruptcy Court's in limine Order of January 27, 2021 is hereby dismissed with prejudice and without costs.

IT IS HEREBY FURTHER STIPULATED AND AGREED that the dismissal of this appeal is without prejudice to the rights of any party with respect to any other pending appeal.

Dated: April 15, 2021

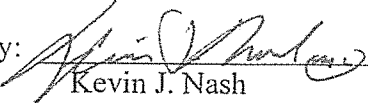
Levine & Associates, P.C.

By: 
Michael Levine
15 Barclay Road
Scarsdale, NY 10583
Telephone (914) 600-4288
e-mail: ml@LevLaw.org
*Attorneys for Respondents Mosdos and
Chofetz Chaim Inc.*

Penachio Malara LLP

By: 
Anne Penachio
245 Main Street, Suite 450
White Plains, NY 10601
Telephone (914) 946-2889
e-mail: Anne@pmlawllp.com
Attorneys for Appellant Rabbi Mayer Zaks

Goldberg Weprin Finkel Goldstein LLP

By: 
Kevin J. Nash

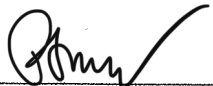
1501 Broadway, 22nd Floor

New York, NY 10036

Telephone: (212) 221-5700

Attorneys for Respondent Rabbi Aryeh Zaks

SO ORDERED:


Hon. Philip M. Halpern, U.S.D.J.

Date: April 19, 2021